

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-3090
of Qwest Corporation, Denver,)
Colorado, seeking approval of)
its Statement of Generally)
Available Terms and Conditions)
for Interconnection, Unbundled) GRANTED
Network Elements, Ancillary)
Services, and Resale of)
Telecommunication Services, with)
XO Network Services, Inc., Salt)
Lake City, Utah.) Entered: February 24, 2004

BEFORE THE COMMISSION:

On January 16, 2004, an application was filed by Qwest Corporation (Qwest) of Denver, Colorado, seeking approval of its Statement of Generally Available Terms and Conditions for Interconnection, Unbundled Network Elements, Ancillary Services, and Resale of Telecommunication Services with XO Network Services (XO) of Salt Lake City, Utah. Notice of the application was published in The Daily Record, Omaha, Nebraska, on January 20, 2004. No protests were filed; therefore, this application is processed pursuant to the Commission's rule of modified procedure.

Pursuant to Section 252(i) of the Telecommunications Act of 1996 (the Act), Qwest and XO entered into an interconnection and resale agreement arrived at through voluntary negotiations. The parties choose to adopt Qwest's Statement of Generally Available Terms and Conditions for Interconnection, Unbundled Network Elements, Ancillary Services, and Resale of Telecommunication Services (SGAT). An executed copy of this agreement is contained within the application.

Neither the agreement nor any portion thereof discriminates against any telecommunications carrier. Furthermore, the implementation of the agreement is consistent with the public interest, convenience and necessity.

Section 252(e) of the Act requires this Commission to review negotiated interconnection agreements to ensure they comply with Sections 251 and 252(d) of the Act, as well as all applicable state laws. Using those standards, the SGAT interconnection and resale agreement should be approved.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Statement of Generally Available Terms and

Conditions for Interconnection, Unbundled Network Elements, Ancillary Services, and Resale of Telecommunication Services agreement between Qwest Corporation and XO Network Services, Inc., be, and it is hereby, approved.

IT IS FURTHER ORDERED that the executed SGAT interconnection and resale agreement filed herein be, and it is hereby, made the official copy on file with the Nebraska Public Service Commission.

MADE AND ENTERED at Lincoln, Nebraska, this 24th day of February 2004.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Deputy Director